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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/626,589	07/25/2003	Tsuneaki Kurumida	00862.023156	9753
5514	7590	04/11/2008	EXAMINER	
FITZPATRICK CELLA HARPER & SCINTO 30 ROCKEFELLER PLAZA NEW YORK, NY 10112				RODRIGUEZ, LENNIN R
ART UNIT		PAPER NUMBER		
2625				
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/626,589	KURUMIDA, TSUNEAKI	
	<b>Examiner</b>	<b>Art Unit</b>	
	LENNIN R. RODRIGUEZ	2625	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 29 January 2008.  
 2a) This action is **FINAL**.                    2b) This action is non-final.  
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 13-15, 17-19 and 21-23 is/are pending in the application.  
 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
 5) Claim(s) \_\_\_\_\_ is/are allowed.  
 6) Claim(s) 13-15, 17-19 and 21-23 is/are rejected.  
 7) Claim(s) \_\_\_\_\_ is/are objected to.  
 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.  
 10) The drawing(s) filed on 29 January 2008 is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
 a) All    b) Some \* c) None of:  
 1. Certified copies of the priority documents have been received.  
 2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ .                                    |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____.   | 6) <input type="checkbox"/> Other: _____ .                        |

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 1/29/2008 has been entered.

### ***Response to Arguments***

2. Applicant's arguments filed on 1/29/2008 have been fully considered but they are not persuasive. Applicant's argument in page 11 of the arguments regarding "nothing in Yoshida that would teach or suggest "a display unit configured to display a selection window accepting a user selection of a code system from among the first code systems obtained by said first obtainment unit when said determination unit determines that the second code system is not included in the first code systems" or "a second conversion unit, configured to convert a code system of the font designated by said designation unit in conformity with the code system selected in the selection window, and then convert a data format of the font into a data format utilizable by the printer" has

been fully considered, in response "Yoshida '332 discloses a display unit (206 and 207 in Fig. 2) configured to display a selection window accepting a user selection of a code system from among the first code systems obtained by said first obtainment unit the when said determination unit determines that the second code system is not included in the first code systems (column 12, lines 3-51, where the retrieval table is shown for a selection to be make); and a second conversion unit Fig. 2, a program in the workstation B for converting fonts), configured to convert a code system of the font designated by said designation unit in conformity with the code system selected in the selection window (column 15, lines 36-44, where the conversion its being made in accordance with an approximation to the required data), and then convert a data format of the font into a data format utilizable by the printer (Fig. 8A 802, 804, 815 and 816, where after the determination if it is matched the font data is converted to a format usable by the printer (816));".

3. Objection to the drawings has been withdrawn in view of the newly submitted drawing.

***Claim Rejections - 35 USC § 102***

4. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
5. Claims 13-14, 17-18 and 21-22 are rejected under 35 U.S.C. 102(b) as being anticipated by Yoshida et al. (US Patent 5,361,332).
  - (1) regarding claims 13, 17 and 21:

Yoshida '332 discloses a font downloading apparatus (Fig. 2, work station), comprising:

a first obtainment unit (Fig. 2, a program in the work station for obtaining information), configured to obtain first code systems utilizable by a printer to which a font is to be downloaded (506 in Fig. 5 and column 11, lines 27-38);

a designation unit (Fig. 2, a program in the work station for specifying the font type), configured to designate a font (column 24, lines 21-22);

a second obtainment unit (Fig. 2, another work station program for obtaining information as shown in Fig. 1), configured to obtain a second code system of a font designated by said designation unit (column 11, lines 39-41, where another is being interpreted as a second unit);

a determination unit (a program in the work station for making decisions in Fig. 2 and 1), configured to determine whether or not the second code system is included in the first code systems (column 15, lines 9-16, where a determination as to whether or not the machines have the same font manager its being made);

a display unit (206 and 207 in Fig. 2) configured to display a selection window accepting a user selection of a code system from among the first code systems obtained by said first obtainment unit the when said determination unit determines that the second code system is not included in the first code systems (column 12, lines 3-51, where the retrieval table is shown for a selection to be make);

a first conversion unit (Fig. 2, a program in the workstation A for converting fonts), configured to, convert a data format of the font into a data format utilizable by the

printer (Fig. 8A 802, 803, 815 and 816, where after the determination if it is matched the font data is converted to a format usable by the printer (816)) when said determination unit determines that the second code system is included in the first code systems (column 15, lines 9-16);

a second conversion unit Fig. 2, a program in the workstation B for converting fonts), configured to convert a code system of the font designated by said designation unit in conformity with the code system selected in the selection window (column 15, lines 36-44, where the conversion its being made in accordance with an approximation to the required data), and then convert a data format of the font into a data format utilizable by the printer (Fig. 8A 802, 804, 815 and 816, where after the determination if it is matched the font data is converted to a format usable by the printer (816)); and

a download unit (Fig. 2, a program in the work station for downloading information to the printer), configured to download to the printer the font of which the code system is converted by said first conversion unit or the font of which the code system and the data format are converted by said second conversion unit (column 21, lines 11-14).

(2) regarding claims 14, 18 and 22:

Yoshida '332 further discloses wherein said first obtainment unit obtains the first code system from the printer (506 in Fig. 5 and column 11, lines 27-38).

***Claim Rejections - 35 USC § 103***

6. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
7. Claims 15, 19 and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Yoshida et al. (US Patent 5,361,332) in view of Ooishi et al. (US Patent 5,699,524).

Yoshida '332 further discloses wherein said first obtainment unit obtains the first code system (506 in Fig. 5 and column 11, lines 27-38).

Yoshida '332 discloses all the subject matter as described above except for obtaining the code system based on a model name of the printer.

However, Ooishi '524 teaches obtaining the code system based on a model name of the printer (column 1, lines 17-26 and column 7, lines 59-63). Therefore it would have been obvious to one of ordinary skill in the art at the time the invention was made to obtain the code system based on a model name of the printer as taught by Ooishi '524 in the system of Yoshida '332. With this the information obtained from the devices, it is intended to be used uniformly with (column 1, lines 16-21), thus making the system versatility expand.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LENNIN R. RODRIGUEZ whose telephone number is

(571)270-1678. The examiner can normally be reached on Monday - Thursday 7:30am - 6:00pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, King Poon can be reached on (571) 272-7440. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/King Y. Poon/  
Supervisory Patent Examiner, Art Unit 2625

Lennin Rodriguez  
4/8/2008